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MESSAGE:

Re:

U.S. Serial No. 10/606,252 Filing Date: June 25, 2003

First Named Inventor: Gerson

Attorney Docket Number: MISS-103.2(C)

Enclosed please find a Substitute Response to the Office Action of October 1, 2004.

Rena J. Barrett

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#### **PATENT**

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Gerson	Art Unit:	3632	
Serial No.:	10/606,252	Examiner:	Ko Hung Chan	
Filing Date:	June 25, 2003	Docket No.:	MISS-103.2(C)	

Title: Rug Clip

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#### SUBSTITUTE RESPONSE

# RESPONSE TO THE OFFICE ACTION OF OCTOBER 1, 2004

#### I. <u>INTRODUCTORY</u> COMMENTS

#### REASON FOR SUBSTITUTE RESPONSE

This "RESPONSE TO THE OFFICE ACTION OF OCTOBER 1, 2004" was incorrectly labeled "RESPONSE TO OFFICE ACTION DATED OCTOBER 10, 2005" in the paper transmitted August 1, 2005. This "substitute response" makes the appropriate correction.

#### RESPONSE AFTER FILING OF NOTICE OF APPEAL ON MARCH 1, 2005

No appeal brief has been filed. This response is made in conjunction with the filing of an RCE.

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#### REQUEST FOR, AND PAYMENT OF, EXTENSION FEE

An extension fee, which is believed to be a two-month extension fee, is due with this filing. Applicant hereby requests such extension and provide the Commissioner with the authority to debit Kelley Drye & Warren's Deposit Account No. 11-0404 for the extension fee.

#### LOCATION OF SPECIFIED SECTIONS FOR SCANNING OF THIS DOCUMENT

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I.	INTRODUCTORY COMMENTS	Pages 1 – 2
II.	AMENDMENTS TO THE SPECIFICATION	Pages 4
III.	AMENDMENTS TO THE CLAIMS	Pages 5 – 7
IV.	AMENDMENTS TO THE DRAWINGS	Pages 8
V.	REMARKS/ARGUMENTS	Pages 9 -12
VI.	APPENDIX	Pages 13
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## • REQUEST FOR ENTRANCE OF AMENDMENTS AND CONSIDERATION OF ARGUMENTS

Applicants respectfully request entrance of the amendments, and consideration of its arguments set forth below. Amended/new claims that may be construed as more limiting in scope than the scope of any of the claims prior to amendment/cancellation/addition should not be construed as an abandonment of any subject matter no longer claimed, nor should the amended/new claims be construed in any manner to waive or limit the equivalent structures of any element recited in such claims that would otherwise be available under the Doctrine of Equivalents with respect to the unamended/cancelled claims.

Amendment/cancellation/addition of the claims is not in any manner intended to, and should not be construed to, waive Applicant's right in the future to seek protection for the subject matter claimed in prior claims, or to seek protection for similar matter in any continuation, divisional, continuation-in-part, RCE, CPA or any other application claiming priority to or through the present application. Applicants expressly reserve the right to file

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applications directed to the subject matter covered by any cancelled or previously submitted claim, as well as any uncovered subject matter disclosed in the specification.